



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

1595 Wynkoop Street  
DENVER, CO 80202-1129  
Phone 800-227-8917  
<http://www.epa.gov/region08>

**CONSENT FOR ACCESS TO PROPERTY**

**Name:** Ben Cross and John J Schiffel, individually, and as owner(s).

**Location of Properties:** within the Bastile MS 15680 A claim, near and including the Upper Gold King 7 Level mine and associated waste dump (the Property).

I consent to continued access to the Property until December 31, 2016 for officers, employees, and authorized representatives of the United States Environmental Protection Agency (EPA), Bureau of Land Management/US Department of Agriculture (BLM/USDA-FS), and State of Colorado, and their designees (contractors), for the purposes below:

1. Conducting field inspections and investigations, and staging equipment, constructing of temporary mine water management units (e.g. settling ponds) as needed to manage adit discharges and related seepage, and the associated impacted lands.
2. The drilling of holes and other actions related to the investigating of surface or subsurface in/on the waste dumps and adjacent lands.
3. Sampling and monitoring water, soil, and mine waste material from waste rock dumps, tailings impoundments, and mine workings or other areas as necessary to evaluate releases of hazardous substances.
4. Operations planned within the Property for 2015 include access road improvements / modifications to allow safe access for equipment and vehicles, re-grading the Gold King Mine waste rock dump and constructing a permanent crossing at the North Fork Cement Creek channel to allow reliable access to the mine portal at the Upper Gold King Mine (7-Level) tunnel.
5. Any other actions the EPA determines are necessary to address releases from the Gold King Mine.

The Property owners understand that if there is any damage by the activities conducted by EPA or their authorized representatives, contractors, or subcontractors then EPA or authorized representatives, contractors or sub-contractors shall repair such damage to the extent practicable.

I realize that these actions are undertaken pursuant to EPA's response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (Superfund), as amended, 42 U.S.C. §§ 9601 *et seq.*

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Owner/Property Representative Signature      Date

Phone Number

